

PROOF

STATE OF IOWA

House Journal

THURSDAY, JANUARY 29, 2004

Printed daily by the State of Iowa during the sessions of the General Assembly.
An official corrected copy is available for reference in the office of the Chief Clerk.
(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Eighteenth Calendar Day - Thirteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 29, 2004

The House met pursuant to adjournment at 8:46 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Richard Sorrentino, pastor of the New Hope in Christ Church, Parkview. He was the guest of Representative James Van Fossen from Scott County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Speaker announced a second for the roll call vote on [House Concurrent Resolution 104](#), (found on pages 128 and 129 of the House Journal of January 28, 2004), should have been recognized.

The Journal of Wednesday, January 28, 2004 was approved.

INTRODUCTION OF BILLS

[House Joint Resolution 2002](#), by De Boef, Granzow, Boal, Van Engelenhoven, Chambers, Manternach, Paulsen, Baudler, Drake, Hanson, Elgin, Kurtenbach, Lukan, Wilderdyke, Hutter, Watts, Upmeyer, Kramer, Greiner, Alons, Lalk, Sands, Hahn, Eichhorn, J.R. Van Fossen, Dennis, Dolecheck, Quirk, Arnold, Carroll, Roberts, Huseman, Boddicker, Klemme, Raecker, J.K. Van Fossen, Tymeson, Boggess, Dix, Mertz, Jenkins, Heaton, Freeman, Rayhons, Horbach, Frevert, Whitaker, Maddox, Thomas, Osterhaus and Rasmussen, a resolution petitioning Congress to propose an amendment to the Constitution of the United States defining marriage as the legal union between one man and one woman as husband and wife.

Read first time and referred to committee on **judiciary**.

[House File 2112](#), by Heaton, a bill for an act relating to the creation of resident advocate committees for assisted living programs, and providing an appropriation.

Read first time and referred to committee on **human resources**.

[House File 2113](#), by Carroll, a bill for an act updating the Iowa Code references to the Internal Revenue Code, providing for decoupling with the Internal Revenue Code for a certain bonus depreciation provision, and providing retroactive applicability dates and an effective date.

Read first time and referred to committee on **ways and means**.

[House File 2114](#), by Heaton, a bill for an act requiring a counting mechanism on electrical and mechanical amusement devices that are required to be registered by the department of inspections and appeals.

Read first time and referred to committee on **state government**.

[House File 2115](#), by Frevert, a bill for an act relating to soil and water conservation districts by providing for offices and staff.

Read first time and referred to committee on **local government**.

[House File 2116](#), by Heaton, a bill for an act directing the department of human services to request federal waivers related to transfers of assets provisions under the medical assistance program, and providing an effective date and contingent effective dates.

Read first time and referred to committee on **human resources**.

[House File 2117](#), by Heaton, a bill for an act to strike retirement income as compensation for disqualification from unemployment benefits.

Read first time and referred to committee on **commerce, regulation and labor**.

SPECIAL PRESENTATION

Dandekar of Linn introduced to the House, Eagles Head Coach DeAnn Woodin and the Kirkwood Women's Volleyball Team.

The House rose and expressed its welcome.

ADOPTION OF [HOUSE RESOLUTION 107](#)

Hogg of Linn called up for consideration [House Resolution 107](#), a resolution honoring the Kirkwood Community College Women's Volleyball Team, and moved its adoption.

The motion prevailed and the resolution was adopted.

SPONSOR ADDED

Fallon of Polk requested to be added as a sponsor of [House File 2013](#).

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

DEPARTMENT OF HUMAN SERVICES

Iowa Mental Health and Development Disabilities Commission

Corrected report of 12-31-03, pursuant to Chapter 225C.6(1)(q), Code of Iowa.

DEPARTMENT OF TRANSPORTATION

Fiscal year 2003 Report of Biodiesel Fuel Revolving Fund Expenditures, pursuant to Chapter 307.20, Code of Iowa.

Fiscal Year 2003 report of savings by using videoconferencing through Iowa Communications Network, pursuant to Chapter 8D.10, Code of Iowa.

Office of Contracts Letting Summary

Annual Report, pursuant to Chapter 307.12(14), Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

MARGARET A. THOMSON
Chief Clerk of the House

- 2004\210 Ruth and Wayne Dale, Indianola – For celebrating their 50th wedding anniversary.
- 2004\211 Kenneth D. Green, New Virginia – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2004\212 Russell Adams, Orange City – For receiving the 2003 Milken National Educator Award.
- 2004\213 Coach Bob Walker, Clinton – For Clinton Community College's 400th win on the basketball court.
- 2004\214 Miguel Rangel, Muscatine – For receiving 1st place in the Iowa Energy State Center Poster contest and receiving 1st place in the Muscatine Power and Water contest.

SUBCOMMITTEE ASSIGNMENTS**[House File 156](#)**

Human Resources: Boddicker, Chair; Roberts and Smith.

[House File 330](#)

Human Resources: Boddicker, Chair; Carroll and Foege.

[House File 481](#)

Human Resources: Boddicker, Chair; Greimann and Tymeson.

[House File 527](#)

Human Resources: Heaton, Chair; Carroll and Greimann.

[House File 610](#)

Human Resources: Hutter, Chair; Carroll and Smith.

[House File 627](#)

Human Resources: Boddicker, Chair; Heaton and Smith.

[House File 630](#)

Human Resources: Granzow, Chair; Boddicker and Smith.

[House File 2007](#)

Transportation: Alons, Chair; Chambers, Hunter, Rayhons and Thomas.

[House File 2081](#)

Transportation: Alons, Chair; Chambers and Whitaker.

[House File 2086](#)

Transportation: Rayhons, Chair; Chambers and Whitaker.

[House File 2098](#)

Transportation: Alons, Chair; Chambers, Hunter, Rayhons and Thomas.

[House File 2108](#)

Education: Boal, Chair; Dolecheck and Wendt.

[House File 2112](#)

Human Resources: Heaton, Chair; Miller and Upmeyer.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 567](#)

State Government: Elgin, Chair; Fallon, Hutter, Jochum, Oldson, Roberts and Watts.

[House Study Bill 571](#)

Local Government: Schickel, Chair; Boal and Connors.

[House Study Bill 572](#)

Public Safety: Chambers, Chair; Horbach and Shoultz.

[House Study Bill 573](#)

Education: Boal, Chair; Dolecheck and Wendt.

[House Study Bill 574](#)

State Government: Drake, Chair; Connors, Elgin, Jones and Lykam.

[House Study Bill 575](#)

Natural Resources: Freeman, Chair; Bell and Rasmussen.

[House Study Bill 576](#)

Judiciary: Boal, Chair; Eichhorn and Jochum.

[House Study Bill 577](#)

Judiciary: Kramer, Chair; Swaim and Van Fossen, J.R.

[House Study Bill 578](#)

State Government: Watts, Chair; Fallon and Manternach.

[House Study Bill 579](#)

State Government: Raecker, Chair; Mascher and Rasmussen.

[House Study Bill 580](#)

State Government: Raecker, Chair; Mascher and Rasmussen.

[House Study Bill 582](#)

Commerce, Regulation and Labor: Jacobs, Chair; Jacoby and Wilderdyke.

[House Study Bill 583](#)

Commerce, Regulation and Labor: Kurtenbach, Chair; Quirk and Sands.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 595](#) **Education**

Relating to the duties of the college student aid commission and the approval and registration of postsecondary schools by the commission, the department of education, and the secretary of state, the imposition of penalties and collection of fees by those state agencies and offices, and the authorization of the commission of garnishee loan defaulters' wages.

[H.S.B. 596](#) **State Government**

Providing for exemptions from massage therapy licensure requirements.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON
Chief Clerk of the House

COMMITTEE ON GOVERNMENT OVERSIGHT

Committee Bill (Formerly [House Study Bill 533](#)), requiring the lottery authority to submit budget information to the legislature.

Fiscal Note is not required.

Recommended **Do Pass** January 28, 2004.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly [House File 2006](#)), making changes to sex offender registry requirements for persons convicted of incest.

Fiscal Note is not required

Recommendation **Amend and Do Pass** January 29, 2004.

Committee Bill (Formerly [House File 2034](#)), requiring consent of the parent of a minor to obtain body piercing and providing a penalty.

Fiscal Note is not required

Recommendation **Do Pass** January 29, 2004.

Committee Bill (Formerly [House File 2035](#)), relating to the medical assistance and state supplementary assistance programs, providing an effective date, and providing for retroactive applicability.

Fiscal Note is not required

Recommendation **Do Pass** January 29, 2004.

Committee Bill (Formerly [House File 2045](#)), relating to and making appropriations of birth certificate fees to the birth defects registry and for child abuse prevention programs, and providing an effective date.

Fiscal Note is required

Recommendation **Do Pass** January 29, 2004.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly [House Study Bill 539](#)), relating to payment of legal expenses for indigent persons by the state public defender.

Fiscal Note is not required.

Recommended **Do Pass**, January 29, 2004.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly [House Study Bill 508](#)), relating to the prosecution of certain simple misdemeanors committed in a city located in two or more counties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 29, 2004.

Committee Bill (Formerly File 2037), creating a criminal offense for using a cellular telephone with a fitted camera in certain areas, and providing a penalty.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 29, 2004

COMMITTEE ON STATE GOVERNMENT

[House File 8](#), a bill for an act relating to a Midwest interstate passenger rail compact and providing an effective date.

Fiscal Note is not required

Recommended **Do Pass** January 29, 2004.

RESOLUTIONS FILED

[HCR 105](#), by Jacobs, a concurrent resolution concerning the Midwestern Legislative Conference of the Council of State Governments.

Laid over under **Rule 25**.

[HR 108](#), by De Boef, a resolution declaring February 12, 2004, Marriage and Family Day.

Laid over under **Rule 25**.

On motion by Gipp of Winneshiek the House adjourned at 9:11 a.m., until 9:00 a.m., Friday, January 30, 2004.